

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of Polk County,) Application No. 911-023.44
Public Safety Answering Point,)
Osceola, seeking funding) ORDER APPROVING FUNDING
approval for recurring and non-) REQUEST IN PART
recurring costs of Enhanced)
Wireless 911 implementation.) Entered: December 18, 2007

BY THE COMMISSION:

By written request for funding dated November 20, 2007, Polk County, Osceola, sought funding from the Enhanced Wireless 911 Fund for expenses for implementing and providing enhanced wireless 911 service.

In its application, Polk County sought non-recurring costs in the amount of **\$66,049.82** for the purchase and installation of Power CAD for its Computer Aided Dispatch system; **\$105,403.04** for Power 911, equipment necessary to implement enhanced wireless 911 service, and **\$12,165.00** for maintenance of its Power 911 equipment for the periods of 2006 through 2008.

Polk County provided supporting documentation for the equipment and associated expenses from its vendor. The Enhanced Wireless 911 Advisory Board considered Polk County's request at its November 26, 2007 meeting and recommended that the Commission approve payment for fifty-five percent (55%) of the costs of the Power 911 with the exception of **\$371.72** in costs for Uninterruptible Power Supply (UPS), **\$3,426.00** for refresher training, **\$657.79** for a laser printer and **\$478.50** for WYSE terminal; approve payment for all of the maintenance; and deny those portions of the request related to Polk County's CAD system.

The costs of items listed in the supporting documentation are consistent with the prices contained in the vendor's response to the Commission's Request for Proposal (RFP). However, no prices were provided for refresher training. All costs contained within the request for funding and supporting documentation are set forth in the confidential attachment Appendix A, attached hereto and incorporated herein by this reference.

O P I N I O N A N D F I N D I N G S

This request for additional funding is being processed pursuant to Neb. Rev. Stat. §§ 86-442 to 86-470. (Cum. Supp. 2006), 291 Neb. Admin. Code, Chapter 1, Section 5, Progression Order No. 5 in Commission Docket No. 911-001, entered July 16, 2002 and the Interim Policy established in Progression Order No. 1

in Commission Docket No. 911-017/PI-116, entered February 13, 2007 (Interim Policy).

Although the Advisory Board recommended denial of the funding request with respect to the UPS, WYSE terminal and the printer, it should be noted that the Board has previously recommended approval of funding for UPS for Frontier, Hamilton, Dixon, Buffalo and Hall Counties. The Commission also approved payment in those instances. Furthermore, prices for the WYSE terminal and printer were contained within the response to the RFP and have been approved for other counties. The Commission agrees that costs for refresher training should be excluded. Furthermore, the Fund has not historically provided funding for CAD.

Therefore, based upon the request for funding, supporting documentation, and in consideration of the past recommendations of the Advisory Board on similar equipment, the Commission is of the opinion and finds that costs requested with the exception of costs associated with refresher training and the CAD system, subject to the limitations set forth below, are eligible under Neb. Rev. Stat. § 86-465 as all costs have been incurred or will be incurred for the purchase, installation, maintenance or operation of telecommunications equipment and telecommunications services required for the provision of enhanced wireless 911 service.

This funding request was received subsequent to February 16, 2007. Pursuant to the Interim Policy, the Commission therefore considers those portions of the funding request related to equipment for partial reimbursement subject to the wireless/landline allocation factor established in the Commission's February 17, 2007 order of 55% (fifty-five percent) wireless and 45% (forty-five percent) wireline.

The Commission finds that maintenance of the equipment and software is essential to ensure the proper operation of the statewide 911 system and should be funded to the extent funds are available during this interim period, subject to change based upon the availability of funds and the permanent funding mechanism.

Therefore, the request for funding should be granted in part in the amount of **\$66,710.67** in non-recurring costs as outlined in the attached Appendix A. Said amounts are consistent with the pricing set forth in the vendor's response to the RFP.

The Fund shall therefore pay to Polk County or its designee the amount of **\$66,710.67** consistent with the terms of this order and the amounts set forth in Appendix A. Polk County may request that these amounts be paid directly to the vendor.

Should Polk County wish to be heard by the Commission regarding those portions of the funding request which have not been approved, it shall notify the Commission in writing **within fifteen (15) days** of this order and the matter will be set for hearing.

The Commission reserves the right to modify any recurring costs associated with this funding request consistent with amendments to the Interim Policy or the establishment of a permanent funding mechanism. Furthermore, should the allocation factor be modified in the future, the Commission reserves the right to reconsider Polk County's request.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that the Enhanced Wireless 911 Fund shall pay to Polk County the amount of **\$66,710.67** consistent with the terms of this order and the amounts set forth in Appendix A for the equipment and maintenance necessary to provide enhanced wireless 911 service.

IT IS FURTHER ORDERED should Polk County wish to be heard by the Commission regarding those portions of the funding request which have not been approved, it shall notify the Commission in writing **within fifteen (15) days** of this order and the matter will be set for hearing.

MADE AND ENTERED at Lincoln, Nebraska this 18th day of December, 2007.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director